

# State of South Dakota

SEVENTY-SECOND SESSION  
LEGISLATIVE ASSEMBLY, 1997

219A0049

## SENATE BILL NO. 136

Introduced by: Senators Whiting, Daugaard, and Dunn (Jim) and Representatives Smidt, Brosz, Eccarius, Madden, Peterson (Bill), Pummel, and Wetz

1 FOR AN ACT ENTITLED, An Act to restrict the number of total acres in a county that may  
2 be included in private shooting preserves.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That chapter 41-10 be amended by adding thereto a NEW SECTION to read as  
5 follows:

6 No shooting preserve operating permit or permit amendment for a new or expanded shooting  
7 preserve may be issued if the permit would cause the total number of acres under permit pursuant  
8 to this chapter in the affected county to exceed or to continue in excess of the total number of  
9 acres of public and private land in the county that were open to public hunting on December first  
10 of the previous calendar year. For purposes of this section, the term, public hunting, means that  
11 a person may enter onto a parcel of land for hunting purposes without securing the permission  
12 of the landowner or lessee. For purposes of this section, public hunting does not include hunting  
13 on National Forest Service land. The commission may not revoke, suspend, or fail to renew any  
14 valid shooting preserve operating permit on the basis of the permit's effect on the acreages that  
15 are subject to the requirements of this section.